

STATE OF NEW YORK
COURT: UNITED STATES DISTRICT COURT SOUTHERN DISTRICT

INDEX NO: 07CIV6610

Date Filed: 7/23/2007

Plaintiff(s)/Petitioner(s) ECUADORIAN FRUIT CORP.,

Defendant(s)/Respondent(s) Vs.
A.P. MOLLER-MAERSK AS D/B/A MAERSK SEALAND A/K/A MAERSK LINE

STATE OF NEW JERSEY

SS.

COUNTY OF: BERGEN

The undersigned deponent, being duly sworn deposes and say that said deponent is not a party to this action, is over 18 years of age and resides in the State of NEW JERSEY. Deponent served the within process as follows:

Process Served: SUMMONS AND COMPLAINT AND JUDGE'S RULES

Party Served: A.P. MOLLER-MAERSK AS D/B/A MAERSK SEALAND A/K/A

At Location: MAERSK LINE

2 GIRALDA FARMS, MADISON AVENUE

MADISON, NJ 07940

Date of Service 7/31/07 Time of service 1:50pm

Check boxes that apply to this service:

#1, INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2, CORPORATION By delivering to and leaving with Mark Krrulic and that deponent knew the person so served to be the Claims manager of the corporation and authorized to accept service..

#3, SUITABLE AGE PERSON By delivering to and leaving with _____ a person of suitable age and discretion. Said premises is recipient's []actual place of business []dwelling house(usual place of abode) within the state.

#4, AFFIXING TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's []actual place of business []dwelling house(usual place of abode) within the state.

#5, MAILING COPY On _____, deponent completed service under the last two sections by depositing a copy of the to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of _____.
Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, having called thereat
on the _____ day of _____ at _____
on the _____ day of _____ at _____
on the _____ day of _____ at _____
on the _____ day of _____ at _____

#6, NON-SERVICE After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following: [] Unknown Address [] Evading
[] Moved left no forwarding [] Address does not exist
[] Other _____

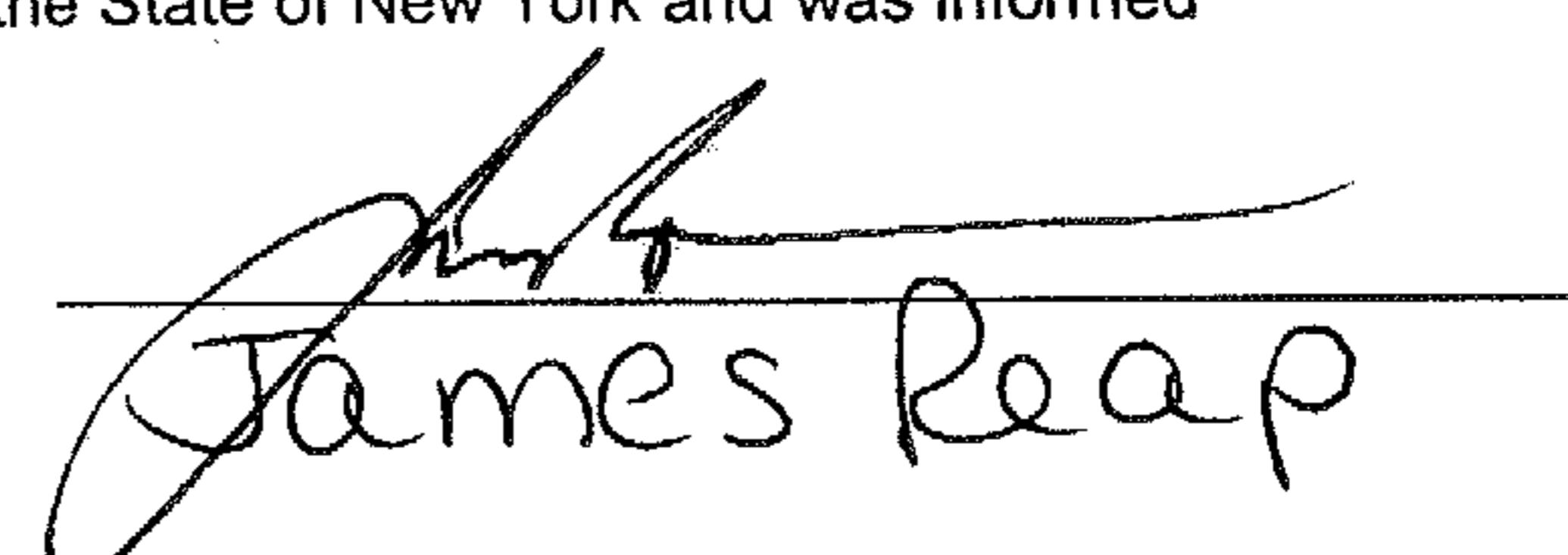
#7, DESCRIPTION A description of the Defendant, or other person served, or spoken to on behalf of the Defendant is as follows:
Sex: M Color of Skin: White Color of Hair: Black Age: 50 Height 6'0"
Weight 225 Other Features _____

#8, WITNESS FEES \$ _____ the authorizing traveling expenses and one day's witness fee was paid(tendered) to the recipient.

#9, MILITARY SERVICE Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed _____ was not.

Sworn to before me on 8/20/07

DONNA JEAN ARCIUOLO
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 11/27/07


James Reap

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

ECUADORIAN FRUIT CORP.

v.
A.P. MOLLER-MAERSK AS D/B/A MAERSK
SEALAND A/KA MAERSK LINE

SUMMONS IN A CIVIL ACTION
07 CIV 6610

CASE NUMBER:

JUDGE SWAIN

TO: (Name and address of Defendant)

A.P. MOLLER-MAERSK AS D/B/A MAERSK SEALAND
AKA MAERSK LINE
2 GIRALDA FARMS, MADISON AVE.
MADISON, NJ 07940

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

THOMAS V. HALLEY
200 CRANDON BLVD. STE 332
KEY BISCAYNE, FL 33149
TEL 305 361-3612, 305 469-0507

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUL 23 2007

J MICHAEL McMAHON

CLERK

DATE

(By) DEPUTY CLERK